

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA, *et al.*,)
)
Plaintiffs,)
)
v.)
)
TYSON FOODS, INC., *et al.*,)
)
Defendants.)

Case No. 4:05-cv-00329-GKF-PJC

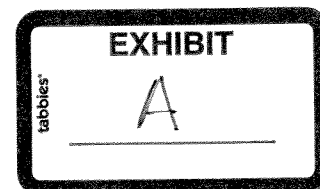
AFFIDAVIT OF KEVIN IGLI

I, Kevin Igli, having been duly sworn, under oath, state that the following facts are true and correct to the best of my knowledge, information, and belief:

1. I have been the highest ranking environmental officer for Tyson Foods, Inc. since joining the company in 2003. I currently hold the position of Senior Vice President and Chief Environmental, Health and Safety Officer.
2. I am familiar with the Tyson Foods Environmental Policy attached to this affidavit as Exhibit A. This environmental policy was developed and implemented by Tyson team members within the department that I manage.
3. Although John Tyson signed this Environmental Policy in his position as CEO, he had no personal involvement in its development and implementation.

FURTHER Affiant Sayeth Not.


Kevin Igli

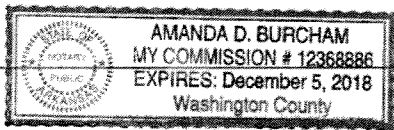


State of Arkansas)
County of Washington) ss

SUBSCRIBED AND SWORN to before me, a notary public, on this 20th day of April,
2009.

Araceli B. [Signature]
Notary Public

My Commission Expires:





Tyson Foods, Inc. ENVIRONMENTAL POLICY

Environmental stewardship is a core value of Tyson Foods' business philosophy because we believe protecting natural resources is essential to achieving clean air, water and land for our world. We continuously strive to achieve the highest level of environmental excellence in all of our company operations so that we are exemplary stewards of the animals, land and environment entrusted to us.

Tyson team members embrace an evolving environmental management system that focuses on setting environmental goals, measuring success, and achieving continual improvement. Tyson management expects significant achievements in environmental excellence and holds team members accountable for their individual roles in the environmental management process.

To achieve our environmental excellence goals, Tyson will:

- Manage all operations in an environmentally responsible manner with emphasis on pollution prevention, conservation, recycling and operational efficiency.
- Require team members to meet or exceed the requirements of all environmental laws and regulations.
- Require a statement from its contractors and vendor partners of their commitment to compliance with all environmental laws and regulations.
- Participate in the development of responsible state and federal environmental standards by contributing sound scientific information that supports our positions.
- Conduct detailed multi-media (land, air and water) audits on a minimum 3-year cycle to measure, evaluate and continually improve environmental programs and facility performance.
- Perform annual environmental assessments of production facilities to evaluate key target areas for environmental performance.
- Establish clear roles and responsibilities throughout the company for communicating and managing environmental compliance programs.
- Perform periodic management reviews of the environmental process to evaluate performance and support continual improvement.
- Provide environmental training for team members.
- Commit resources to ensure appropriate capital and staffing to support environmental requirements.
- Include environmental compliance as part of the business performance criteria for each operating location.
- Include an environmental review as part of the capital improvement process for production projects that are determined to have environmental impacts.
- Evaluate new and emerging technologies with application for pollution prevention, conservation and sustainable operation.
- Manage all environmental business interactions in accordance with the Tyson Core Values.

A handwritten signature of John Tyson in dark ink, written over a horizontal line.
John Tyson - Chairman

Date: 6/22/04

EXHIBIT A

TSN0309CORP